

SUPERIOR COURT

CANADA
PROVINCE OF QUÉBEC
DISTRICT OF MONTREAL

No : 500-06-000798-161

DATE : November 26, 2019

BY THE HONOURABLE CHANTAL CHATELAIN, J.S.C.

STEPHANIE J. BENABU

Representative Plaintiff

v.

**VIDÉOTRON S.E.N.C.
VIDÉOTRON LTÉE
NETFLIX INC.
BELL CANADA
ROGERS COMMUNICATIONS INC.
APPLE INC.
LINKEDIN IRELAND
GOOGLE INC.
SHOMI PARTNERSHIP
ROGERS MEDIA INC.
SIRIUS XM CANADA INC.
SPOTIFY CANADA INC.
AFFINITAS GMBH
MATCH.COM LLC
AUDIBLE INC.**

Defendants

JUDGMENT

(On an application for closing judgment by Spotify Canada Inc. for the Rodgers Settlement Class Members)

- [1] **WHEREAS** the defendant Spotify Canada Inc. (“Spotify”) has brought before this Court an *Second Application for a Closing Judgment (for the Rogers Settlement Class Members)* (the “Application”);
- [2] **CONSIDERING** the Application before the Court;
- [3] **CONSIDERING** the Report on the execution of the Approval Judgment by Spotify Canada Inc. dated November 11, 2019 filed in support of the Application as Exhibit R-2;
- [4] **CONSIDERING** the consent of the Representative Plaintiff Stéphanie J. Benabu;
- [5] **CONSIDERING** articles 590 and 596 of the *Code of Civil Procedure*;
- [6] **FOR THESE REASONS, THE COURT:**
- [7] **GRANTS** the Second application for a closing judgment for Settlement Class Members (for the Rogers Settlement Class Members) made by Spotify Canada Inc.;
- [8] **DECLARES** that Spotify Canada Inc. has satisfied its obligations pursuant to the Settlement Agreement approved by this Honorable Court on May 8, 2018 with regards to the Rogers Settlement Class Members;
- [9] **DECLARES** the closure of the class action with regards to defendant Spotify Canada Inc.;
- [10] **DECLARES** that the Representative Plaintiff Stéphanie J. Benabu and the Rogers Settlement Class Members are bound by the release contained in the Settlement Agreement;
- [11] **THE WHOLE**, without legal costs.

CHANTAL CHATELAIN, J.S.C.

M^{re} Joey Zukran
LPC Avocat Inc.
Attorney for the Representative Plaintiff Stephanie J. Benabu

M^{re} André Durocher
Fasken Martineau DuMoulin s.e.n.c.r.l.
Attorneys for Spotify Canada Inc.